

SENATE BILL 338

R4

2lr0422

By: **Senator Simonaire**

Introduced and read first time: January 27, 2012

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Learner’s Permit Holders – Additional Sanctions for Moving**
3 **Violations**

4 FOR the purpose of establishing certain sanctions applicable to certain holders of
5 learner’s instructional permits who commit moving violations; specifying that
6 the sanctions established under this Act are in addition to any other penalty or
7 sanction that might apply as a result of a moving violation; defining a certain
8 term; and generally relating to sanctions for moving violations committed by
9 holders of learner’s instructional permits.

10 BY adding to

11 Article – Transportation
12 Section 16–214
13 Annotated Code of Maryland
14 (2009 Replacement Volume and 2011 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Transportation**

18 **16–214.**

19 **(A) IN THIS SECTION, “OFFENSE” MEANS A MOVING VIOLATION**
20 **COMMITTED BY AN INDIVIDUAL WHO:**

21 **(1) HELD A LEARNER’S INSTRUCTIONAL PERMIT UNDER § 16–105**
22 **OF THIS TITLE ON THE DATE THE VIOLATION WAS COMMITTED; AND**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) WAS CONVICTED OF, OR GRANTED A PROBATION BEFORE**
2 **JUDGMENT UNDER § 6-220 OF THE CRIMINAL PROCEDURE ARTICLE FOR, THE**
3 **VIOLATION.**

4 **(B) THE SANCTIONS UNDER THIS SECTION ARE IN ADDITION TO ANY**
5 **OTHER PENALTY OR SANCTION THAT MIGHT APPLY AS A RESULT OF A MOVING**
6 **VIOLATION.**

7 **(C) THE ADMINISTRATION:**

8 **(1) FOR A FIRST OFFENSE, SHALL REQUIRE THE OFFENDER TO**
9 **ATTEND A DRIVER IMPROVEMENT PROGRAM UNDER § 16-212 OF THIS**
10 **SUBTITLE;**

11 **(2) FOR A SECOND OFFENSE, MAY SUSPEND THE OFFENDER'S**
12 **LEARNER'S INSTRUCTIONAL PERMIT FOR UP TO 30 DAYS;**

13 **(3) FOR A THIRD OFFENSE:**

14 **(I) FOR AN ADULT, MAY SUSPEND THE OFFENDER'S**
15 **LEARNER'S INSTRUCTIONAL PERMIT FOR UP TO 180 DAYS; AND**

16 **(II) FOR AN INDIVIDUAL UNDER THE AGE OF 18 YEARS,**
17 **MAY:**

18 **1. SUSPEND THE OFFENDER'S LEARNER'S**
19 **INSTRUCTIONAL PERMIT FOR UP TO 180 DAYS; AND**

20 **2. REQUIRE THE OFFENDER TO ATTEND A DRIVER**
21 **IMPROVEMENT PROGRAM DESIGNED FOR YOUNG DRIVERS UNDER § 16-212 OF**
22 **THIS SUBTITLE; AND**

23 **(4) FOR A FOURTH OR SUBSEQUENT OFFENSE:**

24 **(I) FOR AN ADULT, MAY SUSPEND THE OFFENDER'S**
25 **LEARNER'S INSTRUCTIONAL PERMIT FOR UP TO 180 DAYS; AND**

26 **(II) FOR AN INDIVIDUAL UNDER THE AGE OF 18 YEARS, MAY**
27 **SUSPEND THE OFFENDER'S LEARNER'S INSTRUCTIONAL PERMIT FOR UP TO 1**
28 **YEAR.**

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2012.